

IN THE HIGH COURT OF GUJARAT AT AHMEDABAD

SPECIAL CIVIL APPLICATION No 10076 of 1994

For Approval and Signature:

HON'BLE MR. JUSTICE ANANT S DAVE

- =====
1. Whether Reporters of Local Papers may be allowed : NO
to see the judgements?
 2. To be referred to the Reporter or not? : NO
 3. Whether Their Lordships wish to see the fair copy : NO
of the judgement?
 4. Whether this case involves a substantial question : NO
of law as to the interpretation of the Constitution
of India, 1950 of any Order made thereunder?
 5. Whether it is to be circulated to the concerned : NO
Magistrate/Magistrates, Judge/Judges, Tribunal/Tribunals?

RAMESHBHAI SURJIBHAI PATEL

Versus

STATE OF GUJARAT

Appearance:

1. Special Civil Application No. 10076 of 1994
MR BB DESAI for Petitioner No. 1
Mrs. Manisha L. Shah, AGP for Respondent No. 1
MR KC SHAH for Respondent No. 2
-

CORAM : HON'BLE MR. JUSTICE ANANT S DAVE

Date of decision: 20/10/2004

ORAL JUDGEMENT

1. The learned advocate for the petitioner states

that the appointment of the petitioner was made on compassionate grounds. However, the petitioner came to be relieved on the ground that the petitioner could not pass pre-service examination within the prescribed chances as per the Government Resolution and he was discharged from the post of Clerk in the Forest Department. It is further stated that the petitioner had made several representations to consider his case sympathetically for appointment on compassionate ground even on Class IV post if any available, to which no reply is given, and, under the circumstances, it is prayed that appropriate directions may be given by this Court to the respondents-Authorities.

2. It is open to the petitioner to pursue his remedy of representation afresh and, at the same time, duty is cast upon the respondents-Authorities to reply to the legitimate grievances raised in the said representation. It is hoped that the representation made by the petitioner afresh, shall be decided by the respondents-Authorities as expeditiously as possible.

3. With the aforesaid direction, Rule is discharged with no order as to costs.

(Anant S. Dave, J.)
(swamy)